



## **REGULAR AGENDA OF THE CITY COUNCIL AND THE COUNCIL SITTING AS THE REDEVELOPMENT AGENCY AND DOWNTOWN FOUNDATION BOARD**

**REGULAR CC/RDA/DTF MEETING  
Council Chamber in City Hall  
68-700 Avenida Lalo Guerrero  
Cathedral City, CA 92234**

**WEDNESDAY, JANUARY 12, 2005**

**Study Session – 3:00 P.M.  
Regular Meeting - 6:30 P.M.  
(Or As Soon Thereafter as the Meeting May be Commenced)**

**Copies of each current agenda will be available in the City Hall Lobby Thursday afternoon prior to the scheduled Council meeting. A copy of the complete agenda book is also available for public review in the City Hall Lobby on that same schedule. If you have any additional questions or need further information on any of the following items, please contact the Deputy City Clerk at 770-0322 between the hours of 7:00 a.m. and 6:00 p.m. Monday through Thursday. PLEASE REMEMBER THAT CITY HALL IS CLOSED EVERY FRIDAY.**

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's Office at (760)-770-0322. Assisted listening devices are available at this meeting. Ask the City Clerk if you desire to use this device. Notification of at least 48 hours prior to the meeting or time when services are needed will assist City staff in assuring that reasonable arrangement can be made to provide accessibility to the meeting or service.

Note: Staff reports are available for inspection at the Office of the City Clerk, during regular business hours 7:00 a.m., to 6:00 p.m., Monday – Thursday.

### **3:00 P.M.- STUDY SESSION**

1. Quarterly reports for Chamber of Commerce, Senior Center and Boys and Girls Club.
2. Discussion of proposed ordinance on pan-handling.
3. Discussion of traffic signals on Date Palm Drive, East Palm Canyon, Converse and Cathedral Canyon.
4. Discussion of possible limitation of use of City Hall parking lot.
5. Status of Time Zone parking for the Downtown area.
6. Discussion of each Council Member serving as liaison to a City Commission.
7. Review of January 12<sup>th</sup>, 2005 City Council Redevelopment Agency Board agendas.
8. City Council/staff reports and inquiries of new or ongoing projects.
9. Closed session urgency items.

## **CC/RDA MEETING:**

### **CLOSED SESSION**

1. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION pursuant to Government Code Section 54956.9, Subd. (b)  
Number of Potential Cases: 8
2. CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6  
Agency Negotiator: Donald Bradley, City Manager  
Represented Employees: 1) Cathedral City Police Fire Management Association (CCPFMA); 2) American Federation of State, County and Municipal Employees.
3. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9, Subd. (k):  
Case Name: Glenn Haas, Jeff Miller, Brian Hirzel and Cathedral City Police Officers Association vs. Cathedral City; Cathedral City Police Department; Stan Henry, Chief of Police; John Holcomb, Captain; Gregory J. Savelli, Lieutenant; Sandra Hatfield, Dispatch Supervisor, et al.  
Case No.: United States District Court, Central District of California Case No. EDCV 02-965
4. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9, Subd. (k):  
Case Name: Scott Sharpe, Mark Fields, Rudy Salinas, Jay Horn, Karl Murashima, Owen Krings, Brian Hirzel, Albert Ruiz, Steve Williams, Paul Reindel, Glenn Haas, Nick Chapman, Gabriel Mendoza, Kelly Nava, Danny Anes, Dane Dickson, Mark Novy, Larry San Filipo, Jeremy Herrick, Ernie Vasquez, Tom Ferguson, Jon Enos, John Fox, Andy Diaz, Albert Ochoa, Dewayne Hodge vs. City of Cathedral City, a municipal corporation; Stan Henry, Chief of Police; Captain John Holcomb, Captain Kevin Conner and Lieutenant Al Reshaw in their individual capacity, and DOES 1 through 10, Inclusive  
Case No.: United States District Court, Central District of California Case No. CV 04 02931 (VBKx) Complaint for Damages and Injunctive Relief Demand for Jury Trial
5. CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION pursuant to Government Code Section 54956.9, Subd. (k):  
Case Name: The City of Cathedral City vs. James Lucero, an individual, Elaine Lucero, an individual, Chandler J. Mahoney, an individual, Marie Corporation, a Corporation, Connie Ahumada, an individual; and DOES 1 through 50, inclusive  
Case No.: Superior Court of the State of California In and For The County of Riverside, Indio Branch Case No. INC047273

6. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.  
Property Location: South of East Palm Canyon Drive, West of the Perez Road extension, East of Canyon Plaza  
APN#s 687-030-010 and 074  
Negotiating Parties: Redevelopment Agency and Desert Hills Mobile Home Park, Inc.  
Property Owner: Desert Hills Mobile Home Park  
Under Negotiation: Property Negotiations
7. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8  
Property Location: 68307 East Palm Canyon Drive – Heilig Meyers Building  
APN# 687-086-001  
Negotiating Parties: Redevelopment Agency, Resorts and Destinations Group, Brittany West and Development Management Group  
Property Owners: Redevelopment Agency  
Under Negotiation: Disposition of Property
8. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8  
Property Location: East of Van Fleet Avenue, South of East Palm Canyon Drive; APN #'s 687-207-005 (Sousa) and 687-223-016 (Sanchez)  
Negotiating Parties: Redevelopment Agency and BCN Developments, Inc.  
Property Owners: Martin Sousa, et al; Jorge & Maria Sanchez  
Under Negotiation: Disposition of Property
9. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.  
Property Location: Southern end of Perez Road  
APN# 687-460-020 and 021  
Negotiating Parties: Redevelopment Agency and Mr. Don Stewart  
Property Owner: Don Stewart  
Under Negotiation: Disposition of Property
10. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8.  
Property Location: Extreme southern end of Perez Road extension  
APN# 687-460-019  
Negotiating Parties: Redevelopment Agency and Roberta's Limited Partnership  
Property Owner: Redevelopment Agency  
Under Negotiation: Disposition of Property

11. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8  
Property Location: North of East Palm Canyon Drive, East of Cree Road  
APN#s 681-310-011, 014 and 016.  
Negotiating Parties: City of Cathedral City Redevelopment Agency and Michael Criste/Bill Waddle, The Bedford Group.  
Property Owners: Lincoln Trust Company and OCOBO.  
Under Negotiation: Disposition of Property

## **SCHOOL REPORTS**

Receive school reports presented by Melissa Torres and Stephanie Price, students from Cathedral City High School.

## **PRESENTATIONS AND PROCLAMATIONS**

Presentation by Kathy Jacobs representative from Time Warner Cable T.V., regarding cable service changes.

## **CONSENT AGENDA**

1. Approval/correction of minutes from the adjourned City Council/RDA Board meeting held on Monday, December 20<sup>th</sup>, 2004
2. Receive and file quarterly report from the Cathedral City Chamber of Commerce relative to Fiscal Year 2004-2005 Community Service Provider Agreement.
3. Receive and file quarterly report from the Cathedral City Chamber of Commerce relative to Fiscal Year 2004-2005 Economic Development/Business Resource Program Service Provider Agreement.
4. Receive and file quarterly report from the Cathedral City Senior Center relative to Fiscal Year 2004-2005 Community Service Provide Agreement.
5. Receive and file quarterly report from the Cathedral City Boys and Girls Club.
6. Proposed resolution of the City Council for the City of Cathedral City, authorizing submittal to the California Integrated Waste Management Board for playground cover made of California waste tires.
7. Proposed resolution of the City Council for the City of Cathedral City, authorizing participation in the Covered Electronic Waste (CEW) recovery and recycling system.
8. Proposed resolution of the Redevelopment Agency for the City of Cathedral City, extending the Memorandum of Understanding (MOU) with Otto Holta for an additional 6-months to expire on June 12, 2005.
9. Renewal of Jail Facilities Use Agreement with the City of Palm Springs.
10. Authorize the employment of a part-time crossing guard for Rio Vista Elementary School.
11. Authorize the donation of two retired marked patrol vehicles to the College of the Desert Public Safety Academy.
12. Resolution objecting to the public sale of tax-defaulted property and offering to purchase said property.
13. Tentative Parcel Map 32807: Approving a request to subdivide a .32 acre parcel into 3 "condominium" lots, and one common lot in the Southeast corner of Victoria Drive and Corregidor Drive in the R-2 (Multiple Family) Zone.

## **PUBLIC HEARING**

14. Conduct a public hearing, open ballots to determine if the majority of property owners voted to approve their assessment for the formation of the proposed Alicante Tract Landscape and Lighting Maintenance District. (LLD. No. 19)
  - a. Report by City Manager
  - b. Public Hearing
  - c. Recommendation: **1) Adopt Resolution No. 2005-\_\_\_\_\_**; declaring the results of the property owner protest proceeding and approving the Engineer's Report, ordering the formation of street lighting and landscaping maintenance district No. 1, Benefit Zone 19, (Alicante Tract No. 24035), for fiscal year 2005-2006, and the levy and collection of assessments within such district for fiscal year 2005-2006 and confirming diagrams and assessments; **2) Adopt Resolution No. 2005-\_\_\_\_\_**; amending and/or approving the Final Engineer's Report regarding the formation of street lighting and landscaping maintenance district No. 1, Benefit Zone 19, (Alicante Tract No. 24035), and the levy and collection of annual assessments related thereto for fiscal year 2005-2006; and **3) Adopt Resolution No. 2005-\_\_\_\_\_**; ordering the levy and collection of assessments within the street lighting and landscaping maintenance district No. 1, Benefit Zone 19, (Alicante Tract No. 24035) for fiscal year 2005-2006.
15. Proposed Disposition and Development Agreement (DDA) by and between the Redevelopment Agency and Stewart Family Properties.

## **LEGISLATIVE ACTION(S)**

16. Approval to award a contract with Yeager Skanska, Inc., to construct the BCN offsite Infrastructure Improvements Project.
17. Approval to award a contract with MCM Construction, Inc., to construct the Date Palm Drive Overhead Widening Project.
18. Authorization for staff to execute amendment No. 2 to the a professional services agreement with HDR Engineering Inc., to provide Construction Management Services for the Date Palm Drive Overhead Project.
19. Approve the Contract with American Asphalt South to do a Rubberized Slurry Seal in Assessment District 96-1 (Old Rio Vista) and Four Other Residential Areas Using The AD 96-1 Maintenance Funds, AB939 Recycling Funds and Gas Tax Funds as previously approved by Council an 26 July 2004 as CIP 8930; and Approving Change Order #1 to the Contract as Described Herein.
20. City Council authorization to participate in a six-month valley-wide interim red imported fire ant responsive program for an amount up to \$15,721.50 and authorization to request participation from the Tribal Council of the Agua Caliente Band of Cahuilla Indians.
21. Proposed recommendation(s) for the use of Community Development Block Grant (CDBG) funds for Fiscal Year 2005-2006.

22. Receiving and directing provisions of Redevelopment Plan Amendments for Project Area No. 3 to taxing agencies and affected persons and organizations, receiving the Report to the Legislative Body and calling for and consenting to a joint public hearing on February 23<sup>rd</sup>, 2005, between the City Council and Redevelopment Agency Board to consider 2005 Amendment to the Amended Redevelopment Enabling Plan for Project Area No. 3, which will provide for the Agency's use of eminent domain within a specified area within Project Area No. 3.
- a. Report by Redevelopment Project Manager
  - b. Public Input
  - c. Recommendations: 1) Adopt City Council Resolution No. **2005-\_\_\_\_\_**, recommending to the Redevelopment Agency of the City of Cathedral City approval of the proposed 2005 Amendment to the Amended Redevelopment Enabling Plan for the Cathedral City Redevelopment Project Area No. 3 (Amendment No. 6), approving the form of documents in connection therewith and authorizing and consenting to a public hearing; 2) Adopt Redevelopment Agency Resolution **No. R-\_\_\_\_\_**, receiving the proposed 2005 Amendment to the Amended Redevelopment Enabling Plan for the Cathedral City Redevelopment Project Area No. 3 (Amendment No. 6) and finding that the formation of a project area committee is not required in connection with the plan amendment; 3) Adopt Redevelopment Agency Resolution **No. R-\_\_\_\_\_**, consenting to a public hearing on the proposed 2005 Amendment to the Amended Redevelopment Enabling Plan for the Cathedral City Redevelopment Project Area No. 3 (Amendment No. 6); and 4) Adopt Redevelopment Agency Resolution **No. R-\_\_\_\_\_**, receiving the proposed Report to the Legislative Body for the 2005 Amendment to the Amended Redevelopment Enabling Plan for the Cathedral City Redevelopment Project Area No. 3 (Amendment No. 6).
23. Request that the City Council appropriate \$4,000 from the Redevelopment Agency Budget for banners to promote the Friday Night Concerts in the Square.

### **COUNCIL REPORTS ON CITIZEN INQUIRIES AND CONCERNS.**

### **ADJOURNMENT**

The next regularly scheduled meeting of the City Council/Redevelopment Agency Board will be held on **WEDNESDAY, JANUARY 26, 2005.**

This Agenda is also available for viewing on the City's Web Site. The Web Site address is [www.cathedralcity.gov](http://www.cathedralcity.gov)

## **DECLARATION OF POSTING**

I, Pat Hammers, City Clerk for the City of Cathedral City and Secretary to the Redevelopment Agency Board and Secretary to the Downtown Foundation Board for the City of Cathedral City, California, ***do hereby certify***, under penalty of perjury under the laws of the State of California, that the foregoing notice for this City Council meeting was hand delivered and faxed to each member of the City Council for the City of Cathedral City; posted on the bulletin board outside City Hall; and faxed to the following organizations: all local media, the Cathedral City Chamber of Commerce, and the Cathedral City public library; all on the 6<sup>TH</sup> day of January, 2005.

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Pat Hammers, City Clerk  
City of Cathedral City